

MORGAN HILL REDEVELOPMENT AGENCY CITY COUNCIL

COUNCIL CHAMBERS

17555 PEAK AVENUE MORGAN HILL CALIFORNIA 95037

REDEVELOPMENT AGENCY

Dennis Kennedy, Chair Hedy L. Chang, Vice-Chair Larry Carr, Agency Member Greg Sellers, Agency Member Steve Tate, Agency Member

CITY COUNCIL

Dennis Kennedy, Mayor Larry Carr, Mayor Pro Tempore Hedy L. Chang, Council Member Greg Sellers, Council Member Steve Tate, Council Member

WEDNESDAY, AUGUST 28, 2002

JOINT AGENDA

SPECIAL AND REGULAR REDEVELOPMENT AGENCY MEETING & SPECIAL CITY COUNCIL MEETING

5:30 P.M.

CALL TO ORDER

(Chairperson/Mayor Kennedy)

ROLL CALL ATTENDANCE

(Agency Secretary/City Clerk Torrez)

DECLARATION OF POSTING OF AGENDA

Per Government Code 54954.2

(Agency Secretary/City Clerk Torrez)

A Special Meeting Is Called at 5:30 P.m. for the Purpose of Conducting City Business Followed by Closed Sessions.

Dennis Kennedy, Chairman/Mayor

Joint Agenda Special and Regular Redevelopment Agency Meeting Special City Council Meeting August 28, 2002 Page 2

WORKSHOP:

Recommended Action(s):

- 1. <u>Discuss</u> Economic Development Strategy; and
- 2. **Direct** Staff on How to Proceed.

6:30 P.M.

Redevelopment Agency and City Council Action

CLOSED SESSIONS:

1.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant Exposure to Initiation of Litigation

Authority: Government Code Sections 54956.9(b) & (c)

Number of Potential Cases: 2

2.

<u>CONFERENCE WITH LEGAL COUNSEL - POTENTIAL AND EXISTING LITIGATION:</u> <u>CONFERENCE WITH REAL PROPERTY NEGOTIATORS</u>

Legal Authority: Government Code 54956.8 & 54956.9(a) & (c) (1 potential case)
Real Property(ies) involved: APN 728-31-007 & 008; 25.50 acres located on the southwesterly side

of Cochrane Road (St. Louise Hospital property)

City Negotiators: Agency Members; Executive Director; Agency Counsel; F. Gale

Conner, special counsel; Rutan & Tucker, special counsel

Case Name: San Jose Christian College v. City of Morgan Hill Case Numbers: Ninth Circuit Court of Appeal No. 02-15693

Closed Session Topic: Potential Existing Litigation/Real Estate Negotiations

3.

CONFERENCE WITH LEGAL COUNSEL - REAL PROPERTY NEGOTIATOR

Legal Authority: Government Code 54956.8

Real Property Involved: APNs 773-06-008 & 009, 905 West Main Avenue, 24.54 acres

Negotiating Parties:

For City/Agency: City Manager/Executive Director; City Attorney/Agency Counsel;

Director of Business Assistance & Housing Services

For Property Owners: Virginia Acton 1993 Trust
Closed Session Topic: Acquisition of Real Property

4.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Authority: Government Code section 54956.9(a)

Case Name/Number: City of Morgan Hill et al. v. CalPERS; OAH No. 5119

Court: Board of Administration, California Public Employees' Retirement

System

5.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Authority: Government Code section 54956.9(a)

Name of Case: Hacienda Valley Mobile Estates v. City of Morgan Hill

Case No.: 02-15986

Attendees: City Attorney, City Manager, Director of Business Assistance and

Housing Services

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OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION

RECONVENE

CLOSED SESSION ANNOUNCEMENT

7:00 P.M.

CALL TO ORDER

Mayor for the Day *Steven Rick*

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

Mayor for the Day Steven Rick

PROCLAMATION

Mayor for the Day *Steven Rick*

PRESENTATION

Morgan Hill Community Health Foundation Introduction of Doctors Maria and Brian Gilpin

PUBLIC COMMENT

NOW IS THE TIME FOR COMMENTS FROM THE PUBLIC REGARDING ITEMS NOT ON THIS AGENDA. (See notice attached to the end of this agenda.)

PUBLIC COMMENTS ON ITEMS APPEARING ON THIS AGENDA WILL BE TAKEN AT THE TIME THE ITEM IS ADDRESSED BY THE COUNCIL. PLEASE COMPLETE A SPEAKER CARD AND PRESENT IT TO THE CITY CLERK.

(See notice attached to the end of this agenda.)

PLEASE SUBMIT WRITTEN CORRESPONDENCE TO THE AGENCY SECRETARY/CITY CLERK. THE AGENCY SECRETARY/CITY CLERK WILL FORWARD CORRESPONDENCE TO THE REDEVELOPMENT AGENCY/CITY COUNCIL.

CONSENT CALENDAR:

The Consent Calendar, Agenda Item #2 and Agenda Items #3 through #5 may be acted upon with one motion, a second and the vote, by each respective agency. The Consent Calendar items are of a routine or generally uncontested nature and may be acted upon with one motion. Pursuant to Section 5.1 of the City Council Rules of Conduct, any member of the Council or public may request to have an item pulled from the Consent Calendar to be acted upon individually.

Redevelopment Agency Action

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	Time Estimate		
	Consent Calendar:	1-10 Minutes	
-			Page
2)		CE AND INVESTMENT REPORT	9
	Recommended Action	on(s): Accept and File Report.	
City	Council Act	tion	
	Time Estimate		
	Consent Calendar:	1-10 Minutes	Page
3)	CONTRACT FOR	OF FUNDS AND AMENDMENT TO PROFESSIONAL SERVICE DESIGN OF THE MAIN AVENUE/UNION PACIFIC RAILROAD PROJECT	<u>D</u>
	Recommended Action	on(s):	
		ppropriation of \$26,900 From Current Year Unappropriated Traffic Impact For this project;	und
		Amendment to the Consultant Agreement with Rajappan & Meyer Increasing Amount by \$26,900; and	ıg
	3. <u>Authorize</u> t	he City Manager to Execute the Amendment to Agreement.	
4)	APPROVAL OF MI	INUTES FOR SPECIAL CITY COUNCIL MEETING, AUGUST 16, 200	12
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5)	ADDDOVAL OF M	INTEREST OF CHECKAL CUTY COUNCIL MEETING AUCUST 17 400	12
5)		INUTES FOR SPECIAL CITY COUNCIL MEETING, AUGUST 16, 200	_
Red	evelopment 2	Agency and City Council Action	
ОТНЕІ	R BUSINESS:		
Time E			Page
6)		QUEST FROM MORGAN HILL AQUATIC CENTER, INC. REG	
		RICK FUND-RAISING CONCEPT	35
	Re	commended Action(s): Discussion and Direction.	

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City Council Action

OTHER	BUSINESS	
OTHER	DUBLIEDS	

	Estimate		Page
7)	5 Minutes	APPOINTMENT TO VALLEY TRANSPORTATION AUTHORITY'S (VTA)	20
		Recommended Action(s): Appoint a Representative to the VTA South County	39
		Roadway Policy Advisory Board (PAB).	

FUTURE AGENCY-INITIATED AGENDA ITEMS:

This is an Opportunity for Members of the Redevelopment Agency to Request Items for Future Agendas. Note: in accordance with Government Code Section 54954.2(a), there shall be no discussion, debate an/or action taken on any request other than providing direction to staff to place the matter of business on a future agenda.

ADJOURNMENT